

### AMENDMENTS TO THE CLAIMS

This listing of claims replaces all prior versions and listings of claims in the application:

#### Listing of claims:

1. (Currently amended) A catalyst for purifying exhaust gases, comprising a catalyst component containing copper oxide, ~~at least one zeolite member selected from the group consisting a mixture of ZSM-5 zeolite and zeolite  $\beta$ , and an oxide of at least one element selected from the group consisting of magnesium and calcium, wherein a mass ratio of ZSM-5 zeolite to zeolite  $\beta$  is in the range of 1:1 to 10:1.~~
2. (Currently amended) A catalyst according to claim 1, wherein an amount of the ~~oxide of at least one element selected from the group consisting of magnesium and calcium zeolite member~~ is in the range of 0.1 - 1 part by weight based on 1 part by weight of the copper oxide.
3. (Previously presented) A catalyst according to claim 1, wherein an amount of the copper oxide is in the range of 3 - 14 g, and an amount of the zeolite member is in the range of 50 - 300 g, based on 1 liter of a refractory three dimensional structure.
4. (Previously presented) A process for purifying an exhaust gas, which comprises exposing an exhaust gas purifying catalyst set forth in claim 1 to the exhaust gas, wherein a molar ratio of hydrocarbon to nitrogen oxides is 1 - 20:1.
5. (Previously presented) A process according to claim 4, wherein the exhaust gas is from a diesel engine .
6. (Previously presented) A catalyst according to claim 2, wherein an amount of the copper oxide is in the range of 3 - 14 g, and an amount of the zeolite member is in the range of 50 - 300 g, based on 1 liter of a refractory three dimensional structure.

7. (Previously presented) A process for purifying an exhaust gas, which comprises exposing an exhaust gas purifying catalyst set forth in claim 2 to the exhaust gas, wherein a molar ratio of hydrocarbon to nitrogen oxides is 1 - 20:1.
8. (Previously presented) A process for purifying an exhaust gas, which comprises exposing an exhaust gas purifying catalyst set forth in claim 3 to the exhaust gas, wherein a molar ratio of hydrocarbon to nitrogen oxides is 1 - 20:1.
9. (Previously presented) A process for purifying an exhaust gas, which comprises exposing an exhaust gas purifying catalyst set forth in claim 6 to the exhaust gas, wherein a molar ratio of hydrocarbon to nitrogen oxides is 1 - 20:1.
10. (Previously presented) A process according to claim 1, wherein the exhaust gas is from a diesel engine.
11. (Previously presented) A process according to claim 2, wherein the exhaust gas is from a diesel engine.
12. (Previously presented) A process according to claim 3, wherein the exhaust gas is from a diesel engine.
13. (Previously presented) A process according to claim 6, wherein the exhaust gas is from a diesel engine.
14. (Previously presented) A process according to claim 7, wherein the exhaust gas is from a diesel engine.
15. (Previously presented) A process according to claim 8, wherein the exhaust gas is from a diesel engine.

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16. (Previously presented) A process according to claim 9, wherein the exhaust gas is from a diesel engine.